

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

10 INOCENCIO PEREZ, ) Case No.: 10-CV-05675-LHK  
11 Plaintiff, )  
12 v. ) ORDER DISMISSING CASE WITHOUT  
13 CITIMORTGAGE, INC; QUALITY LOAN ) PREJUDICE  
14 SERVICE CORP., )  
15 Defendants. )  
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17 On April 26, 2011, Plaintiff filed a motion requesting that the Court dismiss the instant  
18 action without prejudice. The Court construes Plaintiff's request as a notice of voluntary dismissal  
19 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). In accordance with Rule  
20 41(a)(1)(A)(i), no party has served either an answer or a motion for summary judgment. The  
21 action is therefore DISMISSED without prejudice. The clerk shall close the file.

22 **IT IS SO ORDERED.**

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24 Dated: April 27, 2011  
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LUCY H. KOH  
United States District Judge